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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

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11 JOSE ENRIQUE BANEGAS, } Case No. CV 16-2195-DMG (SP)
12 Petitioner, }
13 v. }
14 STEVE LANGFORD, Warden, } **ORDER ACCEPTING FINDINGS AND**
15 Respondent. }
16 }
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18 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, records on
19 file, and the Report and Recommendation of the United States Magistrate Judge.
20 Further, the Court has engaged in a *de novo* review of those portions of the Report to
21 which petitioner has objected. The Court accepts the findings and recommendation
22 of the Magistrate Judge.

23 IT IS THEREFORE ORDERED that respondent's Motion to Dismiss is
24 granted, and Judgment be entered denying the Petition and dismissing this action
25 with prejudice.

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27 DATED: June 8, 2017
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DOLLY M. GEE
UNITED STATES DISTRICT JUDGE